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T-173 P.001 F-676

AUG 3 0 2005

Docket No. 212/510

### IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re Application of:

de la Torre et al.

Serial No.: 10/658,226

Filed: September 8, 2003

For: Polypectomy Device and

Method

Art Unit: 2699

Examiner: Vrettakos, Peter, J.

## FACSIMILE COVER SHEET

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Fax 5712738300

Sir:

Faxed with this transmittal sheet please find the following correspondence for this application:

[x] Response to Office Action [9] pages
[ ] Petition for extension of time

) Other:

Please acknowledge receipt of these application papers by affixing the Patent and Trademark Office Stamp to this sheet and returning this sheet to our office via fax at 949 588 6172.

Date: August 30, 2005

Marc J. Frechette, Esq., 49060 Crockett & Crockett 24012 Calle De La Plata, Suite 400 Laguna Hills, CA 92653 Tel: 949 588 6171 Fax: 949 588 6172

Thank you.

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#### RESPONSE TO OFFICE ACTION

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Office Action dated July 25, 2005.

Certificate of facsimile transmission

I hereby certify that this response (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 at the facsimile telephone number indicated below.

Fax No. 5712738300 Date: August 30, 2005

Marc J. Frechette, Esq.